IN THE HIGH COURT OF JUDICATURE FOR
RAJASTHAN
AT JAIPUR BENCH, JAIPUR.

O R D E R

S.B. CIVIL WRIT PETITION NO.5012/2007.

Sunit Kumar
Vs.
State and ors.

Date of Order : 24/8/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Petitioner present in person.
Shri B.K. Sharma, Deputy Government Advocate for the State.

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Heard petitioner in person.

2) Petitioner has filed this petition with the grievance that he being tenant in the premises of respondent No.9, who put lock on the main gate during night and resultantly, petitioner is forced to remain in a street during whole night.

3) Petitioner argued that he submitted number of written complaints to the concerned police station alleging commission of offence under Sections 341, 451, 427 and 506 IPC. Thereupon, an FIR was registered. Instead of taking any action against the respondents, the Circle Inspector

concerned, submitted a complaint against the petitioner before the Executing Magistrate under Sections 107 and 116(3) Cr.P.C. The authorities are favouring the landlord under his influence he being an ex-M.L.A. It is, therefore, prayed that the official-respondents which includes the Director General of Police, Collector Jaipur, Superintendent of Police, Jaipur City (South) Jaipur, SHO PS Jhotwara Jaipur, be directed to extend to him all necessary protection from the terror of respondents No.9 to 12 and the State Government may be directed to pay compensation to the petitioner to the tune of Rs.20,000/- per month for torture and further compensation of Rs.15,000/- per month against loss of business for every month till the removal of locks of the main gate.

4) Having heard petitioner in person and Shri B.K. Sharma, learned Deputy Government Advocate for the State and perused the material available on record, I find that present one appears to be a dispute between the petitioner and his landlord. Even then, if petitioner raises a grievance against his landlord, the respondents ought to examine the

matter and provide him protection and his family member if his apprehension is well founded. This is however a matter of inquiry therefore, I set the petitioner at liberty to make a representation to the Superintendent of Police, Jaipur City (South), Jaipur who will personally look into the matter and provide due relief and protection to the petitioner and his family members in accordance with law.

With these observations, the writ petition is disposed of.

(MOHAMMAD RAFIQ), J.

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